

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office SEP 19 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEP 19 1997

The applicant Rupert Bragg-Smith, hereby make application for permission to change the Point of Diversion, Place of Use and Manner of Use of a portion of of water heretofore appropriated under Permit #13958

1. The source of water is undergroun source
2. The amount of water to be changed 0.0084 C.F.S.
3. The water to be used for Commercial
4. The water heretofore permitted for Irrigation
5. The water is to be diverted at the following point NE4 SE4 Section 33, T.20S., R.54E M.D.M. or at a point from which the NE corner of said Section 33 bears N 28° 02' 00" E a distance of 3184.00'
6. The existing permitted point of diversion is located within NE4 NW4 Sec. 3, T 20 S, R 53 E M.D.M. or at a point from which the N4 corner of said Section 3 bears N 45° 00' 00" E a distance of 100.00'
7. Proposed place of use in a portion of the NW4, in a portion of the NE4 and a portion of the SE4 Section 33, T 20 S, R 54 E M.D.M. being land in said Sec. 33, North of U.S. Highway #160.
8. Existing place of use in the SE4 NW4 Section 4, T 20 S, R 53 E M.D.M. being a portion of Permit #13958 and 29.89 acres irrigated in this portion with 1 acre (5 acre feet) to be removed and transferred.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works Proposed 8" well and pressure tank with plastic service lines
12. Estimated cost of works \$20,000.00
13. Estimated time required to construct works 1 year
14. Estimated time required to complete the application of water to beneficial use 4 years
15. Remarks:

By s/Richard L. Hafen
Richard L. Hafen, Agent
2383 Gateway Road
Las Vegas, Nevada 89115

Compared my/CMS jr/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 13958, Certificate 5436 is issued subject to the terms and conditions imposed in said Permit 13958, Certificate 5436 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0084 cubic feet per second, but not to exceed 5.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

January 13, 1999

Proof of completion of work shall be filed before:

February 13, 1999

Application of water to beneficial use shall be filed on or before:

January 13, 2001

Proof of the application of water to beneficial use shall be filed on or before:

February 13, 2001

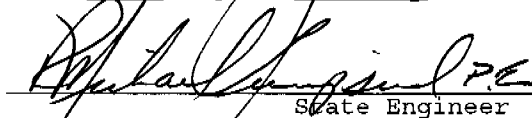
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 13th day of January, A.D. 1998


State Engineer

Completion of work filed MAR 10 1999

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____